Planning (Scotland) Act 2019

2019 asp 13

PART 5

INFRASTRUCTURE LEVY

PROSPECTIVE

55 Guidance

(1) The Scottish Ministers may issue guidance to local authorities dealing with—
  (a) how they are to discharge the infrastructure-levy functions conferred on them by regulations under section 54, and
  (b) how infrastructure-levy income should be spent.

(2) Local authorities must have regard to any guidance under subsection (1) that is addressed to them.

(3) Guidance under subsection (1) may be addressed to—
  (a) an authority, or more than one authority, identified in the guidance, or
  (b) all authorities.

(4) The Scottish Ministers must make guidance issued under subsection (1) publicly available.

(5) The power under subsection (1) to issue guidance includes the power to—
  (a) issue guidance that varies guidance issued under that subsection, and
  (b) revoke guidance issued under that subsection.

(6) In subsection (1)(b), "infrastructure-levy income" includes monies collected as financial penalties imposed by virtue of paragraph 9 of schedule 1.

Status:
This version of this provision is prospective.

Changes to legislation:
Planning (Scotland) Act 2019, Section 55 is up to date with all changes known to be in force on or before 23 September 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.
View outstanding changes

Changes and effects yet to be applied to :

- specified provision(s) amendment to earlier commencing S.S.I. 2019/377, reg. 9 by S.S.I. 2019/411 reg. 2
- specified provision(s) amendment to earlier commencing S.S.I. 2021/101, regs. 3, 4 by S.S.I. 2021/291 reg. 2